

REFERENCE TITLE: eminent domain; private property

State of Arizona
House of Representatives
Forty-seventh Legislature
Second Regular Session
2006

HB 2410

Introduced by
Representatives Smith: Biggs, Gorman, Gray C, Weiers JP

AN ACT

AMENDING SECTION 36-1473, ARIZONA REVISED STATUTES; RELATING TO SLUM CLEARANCE AND REDEVELOPMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 36-1473, Arizona Revised Statutes, is amended to
3 read:

4 36-1473. Finding of necessity by local governing body

5 A. A municipality shall not exercise any of the powers conferred on
6 municipalities by this article until its local governing body adopts a
7 resolution by a two-thirds vote finding ~~both~~ ALL of the following:

8 1. One or more slum or blighted areas exist in the municipality.

9 2. The redevelopment of that area or areas is necessary in the
10 interest of the public health, safety, morals or welfare of the residents of
11 the municipality.

12 **3. THE PROPERTY TAKEN WILL NOT BE TRANSFERRED TO A PRIVATE OWNER.**

13 B. A municipality must notify the owner of real property that is
14 within the boundaries of a proposed redevelopment PROJECT area of the time,
15 date and location of a public meeting concerning the findings. The
16 municipality must provide this notice by first class mail to the address
17 stated on the most recent records of the county assessor.